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**NOT FOR PUBLICATION**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
EUREKA DIVISION

JAMES A. JENKINS, No. 1:14-CV-3522 (NJV)  
Plaintiff,  
v.  
ORDER TAKING MATTER  
KATHLEEN MICKS, ACTING  
DISTRICT ATTORNEY, et al.,  
UNDER SUBMISSION  
(Doc. 38)  
Defendants.

Defendants have filed a Motion to Dismiss, which is set for hearing before the court on February 10, 2015. (Doc. 38.) The matter is fully briefed. Pursuant to Civil Local Rule 7-1(b), the court finds that this matter is appropriate for decision without oral argument and takes the matter under submission. The matter will be decided on the papers.

IT IS SO ORDERED.

Dated: January 30, 2015

  
NANDOR J. VADAS  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
EUREKA DIVISION

JAMES A. JENKINS,

No. 1:14-CV-3522 NJV

Plaintiff,

V.

## CERTIFICATE OF SERVICE

KATHLEEN MICKS, ACTING  
DISTRICT ATTORNEY, et al.,

## Defendants.

I, the undersigned, hereby certify that on January 30, 2015, I SERVED a true and correct copy of the attached, by placing said copy in a postage paid envelope addressed to the person(s) listed below, by depositing said envelope in the U.S. Mail.

James A. Jenkins  
P. O. Box 658  
Blue Lake, CA 95525

/s/ Linn Van Meter

Linn Van Meter  
Administrative Law Clerk to  
the Honorable Nandor J. Vadas